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IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 GILBERT RAMIREZ,
15 Defendant.

CASE NO. 2:23-CR-00016-TLN
STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER
DATE: October 12, 2023
TIME: 9:30 a.m.
COURT: Hon. Troy L. Nunley

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17 **STIPULATION**

18 Plaintiff United States of America, by and through its counsel of record, and defendant, by and
19 through defendant's counsel of record, hereby stipulate as follows:

20 1. By previous order, this matter was set for status on October 12, 2023.
21 2. By this stipulation, defendant now moves to continue the status conference until
22 November 9, 2023, at 9:30 a.m., and to exclude time between October 12, 2023, and November 9, 2023,
23 under Local Code T4.

24 3. The parties agree and stipulate, and request that the Court find the following:
25 a) The government has represented that the discovery associated with this case
26 includes reports, covert recordings, and physical exhibits. All of this discovery has been either
27 produced directly to counsel and/or made available for inspection and copying.
28 b) Counsel for defendant desires additional time to review the charges and evidence

1 and discuss potential resolution with his client.

2 c) Defendant has indicated he is in the process of retaining defense counsel Todd
3 Leras. Defendant needs additional time to finalize his new representation and consult with new
4 counsel in this matter.

5 d) Counsel for defendant believes that failure to grant the above-requested
6 continuance would deny him/her the reasonable time necessary for effective preparation, taking
7 into account the exercise of due diligence.

8 e) The government does not object to the continuance.

9 f) Based on the above-stated findings, the ends of justice served by continuing the
10 case as requested outweigh the interest of the public and the defendant in a trial within the
11 original date prescribed by the Speedy Trial Act.

12 g) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
13 et seq., within which trial must commence, the time period of October 12, 2023 to November 9,
14 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code
15 T4] because it results from a continuance granted by the Court at defendant's request on the basis
16 of the Court's finding that the ends of justice served by taking such action outweigh the best
17 interest of the public and the defendant in a speedy trial.

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1 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
2 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
3 must commence.

4 IT IS SO STIPULATED.

5 Dated: October 10, 2023

6 PHILLIP A. TALBERT
United States Attorney

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8 /s/ EMILY G. SAUVAGEAU
EMILY G. SAUVAGEAU
9 Assistant United States Attorney

10 Dated: October 10, 2023

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12 /s/ MICHAEL HANSEN
MICHAEL HANSEN
Counsel for Defendant
13 GILBERT RAMIREZ

ORDER

IT IS SO FOUND AND ORDERED this 10th day of October, 2023.


Troy L. Nunley

Troy L. Nunley
United States District Judge